

An ordinance licensing and regulating public dance halls and dances within the Town of Milwaukie, Oregon; providing a penalty for the violation thereof and declaring an emergency.

The Town of Milwaukie does ordain as follows:

Section 1. It shall be unlawful for any person to conduct, hold, manager or operate a public dance or to conduct, manage or operate a public dance hall in the Town of Milwaukie, Oregon, without having first obtained a license from the Town of Milwaukie so to do.

Section 2. For the purpose of this ordinance, the word "person" shall mean and include natural persons, corporations, co-partnerships and associations.

Section 3. A public dance hall is hereby defined, for the purpose of this ordinance, to be any building, room, hall, or other place which is kept or used for public dancing, or in which, for compensation paid directly or indirectly to the owner, proprietor, manager, or operator thereof, men, women, or children are permitted to engage in dancing, or in which women are either directly or indirectly employed to dance, for the purpose of attracting custom thereto. The term "dance" for the purpose of this ordinance shall include: (1). Every dance not held in a private home or residence: (2). Any class in which instruction in dancing is given for hire. The term "dance hall" shall mean any hall, room, pavilion, or place in which a dance as above defined is to be held.

Section 4. An application for a dance hall license shall be made to the Recorder at least ten days before any dance is to be held in such hall.

Section 5. Upon receiving application for such license, the Recorder shall notify the Town Council immediately and no license shall be issued unless the same shall be approved by the Town Council and unless such dance hall shall comply with and conform to all ordinances and regulations of the Town of Milwaukie, and be well ventilated and lighted and supplied with separate dressing rooms for men and women, and that there are no rooms in said dance hall or in any place connected therewith, except dressing rooms, and be a safe and suitable place for the purpose of which it is to be used, and it shall be the duty of the Town Council to inspect every such place and certify to the Recorder that the same does or does not comply with this ordinance and their recommendation that said application be allowed or refused. And if it appears from said certificate of the Council that said place complies with this ordinance and the Council so recommends the Recorder shall issue such license. The Recorder shall not approve any such application if the Town Council recommends that it be refused.

Section 6. No person shall give to any person leaving such dance hall a return check or other token whereby readmission to such dance hall can be obtained without payment of a fee the same as on original admission and no person leaving such hall shall receive any such ticket or token or gain readmission without paying the same fee as upon original admission.

Section 7. No person, owner, proprietor, lessee, operator or manager, or any servant of such person, owner, proprietor, lessee, operator or manager of any dance, dancing school or dance hall, shall hold any dance or permit any dancing as defined herein, on Sunday within the Town of Milwaukie, Oregon, without first having obtained a special permit to do so from the Mayor and Recorder, and if for any reason the Mayor and Recorder deem it inadvisable or against the public welfare or morals to grant such permit they shall refuse the same.

Section 8. No owner, proprietor, operator or manager, or any servant of any such owner, manager, proprietor or operator of any dance, hall, dancing school or dance hall shall charge any fee for participation in any individual dance other than an entrance fee to such dance hall, and females shall not be admitted free, but shall be charged at least one-half the amount which may be charged for males.

Section 9. Any person to whom a dance hall license has been issued shall retain the right, at any time, to cause dancing or the use of such dance hall to be suspended, and in case any knowledge or credible information shall come to him that any of the provisions of this ordinance are being violated, he shall forthwith cause such violation to cease and cause dancing in such hall to be discontinued, and the same to be vacated, and if it shall appear to the recorder that such holder has been negligent or dilatory in performing his duties under this ordinance, such Recorder shall suspend such license immediately.

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Section 10. The holder of such license shall keep such dance hall in a clean, healthful and sanitary condition at all times, and have the stairways and other passages and all rooms and places connecting with such dance hall at all times open and well lighted.

Section 11. It shall be unlawful for any person to hold any dance, as defined in this ordinance, without first obtaining a dance license therefor from the Recorder and providing at least one male and one female hall manager of good moral character which managers must be acceptable to the Town Council.

Section 12. Such application for a license shall be made at least one day before the dance is to begin and the license shall be valid only for one dance at the time and place stated in application, provided that where such applicant purposes to hold a dance at certain stated intervals at the same place, such license may be issued for such dances to be held at such place, providing the application sets for the exact date of each dance. Such continuous license shall be issued quarterly.

Section 13. The Mayor shall appoint some suitable person to act as an Inspector of Dance Halls, and the Recorder shall refer to such officer every application for a dance license, and such officer shall examine and investigate the place to which such application refers and report to the Recorder in writing whether such place conforms to the provision of this ordinance, together with his recommendation. No license shall be approved by the Recorder unless such inspector shall recommend its approval.

Section 14. Each and every dance hall license and dance license shall be given subject to the conditions and provisions that the Town Council may revoke and cancel such license at any time and that the inspector shall have the right to attend any dance, as defined in this ordinance, for the purpose of inspecting the same, and it shall be the duty of the Inspector to see that the provisions of this ordinance are complied with and to arrest and prosecute any and all persons violating the provisions of the same. And it shall also be the duty of the Inspector to cause any dance being held to be discontinued or terminated and the place where the same is being held to be vacated when any violation of the provisions of this ordinance shall not be corrected at once, upon notice by him to the persons in charge to correct the same.

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Section 15. All dances shall be discontinued and all dance halls shall be closed on or before the hour of ten o'clock P. M. of each night and it shall be unlawful after nine o'clock P. M. to permit or suffer any person to attend or take part in any dance or remain in such dance hall if such person is under the age of eighteen years, unless such person be in company of at least one his or her parents or legal guardian. It shall be unlawful for any person to make any misrepresentations or false statements as to the age of himself or herself or of any other person for the purpose of obtaining the admission of such person as to whose age such statement or representation is made to any dance hall or the permission for such person to remain therein in violation of this ordinance, and it shall be unlawful for any person to represent herself or himself to be a parent or legal guardian of any other person in order that such other person may obtain admission to such dance hall, or be permitted to remain therein in violation of this ordinance.

Section 16. No dance of gross or vulgar character shall be permitted in any dance hall, and no person shall be permitted to conduct himself in a gross or vulgar manner in such place. No undue familiarity between partners shall be permitted. The lady in dancing shall place her right hand on her partners arm and not on his shoulder or back, and the man shall encircle the lady with one arm only; partners shall keep their bodies and faces free from each other. The Inspector of dance halls shall have full power to decide what is proper or permissible in this connection, and on his notifying the person in charge of the dance that improper conduct is being indulged, then such person shall at once cause such improper conduct to be stopped, and if he fails to do so the Inspector shall discontinue the dance.

Section 17. The hall shall be brightly lighted during the progress of the dance and so-called "shadow dances" and "moonlight dances" shall be prohibited.

Section 18. It shall be unlawful for any person to engage in any dance of gross and vulgar character or to conduct himself or herself in a gross or vulgar manner, or to be intoxicated in any dance hall or to smoke therein or to use any

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profane an obscene language in such dance hall or to conduct himself or herself in a boisterous or disorderly manner.

Section 19. Every holder of a dance hall license shall have printed on a card in type not less than twelve point in size, paragraphs (6), fourteen (14), Fifteen (15), Sixteen (16), Seventeen (17), and Eighteen (18) of this ordinance, and such card shall be posted at the entrance of any dance hall for which a license is issued.

Section 20. The provisions of this ordinance shall not apply to any dance conducted under the auspices and supervision of school district No. 1 or the Town of Milwaukie.

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Section 21. Each application for dance hall license to whom such license is issued shall pay therefor the sum of \$25.00 annually and said sum shall be paid at the time the license is issued, and each applicant for a dance license to whom a license is issued shall pay therefore the sum of \$5.00 for each dance and for not more than one dance each week the sum of \$60.00 quarterly; for not more than three dances each week \$90.00 quarterly, and for not more than six dances each week \$180.00 quarterly.

Section 22. The Council of the Town of Milwaukie shall have the right to revoke and cancel any license granted under the authority of this ordinance at any time without notice to the holder thereof.

Section 23. Any person found guilty of violating any of the provisions of this ordinance, upon conviction thereof, by the Recorder shall be punished by a fine of not more than \$200.00 or by imprisonment in the city jail not to exceed 60 days or by both such fine and imprisonment.

Section 24. In as much as this ordinance is necessary to preserve the health, peace and safety of the people of the Town of Milwaukie in this; that public dances are being conducted in an improper manner, and without supervisions, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after the date of its passage.

Passed the Council this 5th day of April, 1918.

Approved by the Mayor this 5th day of April, 1918. J. W. M. Snyder, Mayor

ATTEST: D. P. Mathews, Recorder.